

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF TEXAS  
MCALLEN DIVISION**

<b>IN RE RAYMOND ROBERT, DERR JR.  Debtors</b>	§ § § §	<b>CASE NO 04-70644-M-13 CHAPTER 13  NATIONWIDE SERVICES, INC. MOTION TO DISMISS CHAPTER 13 CASE with PREJUDICE</b>
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TO THE HONORABLE UNITED STATES BANKRUPTCY JUDGE, RICHARD S. SCHMIDT

IF YOU WANT A HEARING, YOU MUST REQUEST ONE IN WRITING AND YOU MUST RESPOND SPECIFICALLY TO EACH PARAGRAPH OF THIS PLEADING. YOU MUST FILE YOUR RESPONSE WITH THE CLERK OF THE BANKRUPTCY COURT WITHIN TWENTY (20) DAYS FROM THE DATE YOU WERE SERVED AND GIVE A COPY TO THE PERSON WHO SENT YOU THE NOTICE; OTHERWISE, THE COURT MAY TREAT THE PLEADING AS UNOPPOSED AND GRANT THE RELIEF.

IF A PARTY REQUESTS EMERGENCY CONSIDERATION, THE COURT MAY ACT EXPEDITIOUSLY ON THIS MATTER. IF THE COURT ALLOWS A SHORTER RESPONSE TIME THAN TWENTY (20) DAYS, YOU MUST RESPOND WITHIN THAT TIME. IF THE COURT SETS AN EMERGENCY HEARING BEFORE THE RESPONSE TIME WILL EXPIRE, ONLY ATTENDANCE AT THE HEARING IS NECESSARY TO PRESERVE YOUR RIGHTS. IF AN EMERGENCY HEARING IS NOT SET, YOU MUST RESPOND BEFORE THE RESPONSE TIME EXPIRES.

A HEARING IS BEING REQUESTED ON THIS FOR November 3, 2004 at 9:00 A.M., IN THE UNITED STATES BANKRUPTCY COURT, BROWNSVILLE TEXAS.

The Nationwide Services, Inc., ("Nationwide") requests that this Court dismiss with prejudice the above-referenced case and states that the Debtor has not appeared at two depositions; furthermore, Debtor has not appeared at the 341 Creditors meeting and it is Nationwide's contention that Debtor is using this bankruptcy process as a result to stall pending litigation issues.

Therefore Nationwide is requesting that Debtors case be dismissed with prejudice for 180 days and that said dismissal be set for the Court's next hearing docket on November 3, 2004 in Brownsville, Texas.

Respectfully submitted,  
/S/ Antonio Villeda  
**ANTONIO VILLEDA**  
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Atty for Nationwide Services, Inc.

**CERTIFICATE OF SERVICE**

I, Antonio Villeda, hereby certify that a true and correct copy of the foregoing *Nationwide Services, Inc. Motion To Dismiss Chapter 13 Case* has been forwarded by United States first class mail, postage pre-paid to the following attached service list, on the 21st day of October, 2004.

Ms. Cindy Boudloche  
Chapter 13 Trustee  
1508 American Bank Plaza  
711 Carancahua Street  
Corpus Christi, TX 78475

Kelly McKinnis  
612 Nolana, Set 240  
McAllen, Texas 78504

La Nell S Anderson  
3614 Echo Mountant Drive,  
Kingwood Texas 77345

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/S/ Antonio Villeda

**ANTONIO VILLEDA**